

Minutes of the Regular Meeting of the Gallup City Council, City of Gallup, New Mexico, held in the Council Chambers at City Hall, 110 West Aztec Avenue, at 6:00 p.m. on Tuesday, February 24, 2015.

The meeting was called to order by Mayor Jackie McKinney.

Upon roll call, the following were present:

Mayor: Jackie McKinney

Councilors: Linda Garcia  
Allan Landavazo  
Yogash Kumar  
Cecil Garcia

Also present: Maryann Ustick, City Manager  
George Kozeliski, City Attorney

Presented to the Mayor and Councilors was the Minutes of the Regular Meeting of February 10, 2015.

Councilor Landavazo made the motion to approve the aforementioned Minutes. Seconded by Councilor Cecil Garcia. Roll call: Councilors Landavazo, Cecil Garcia, Linda Garcia, and Mayor McKinney all voted aye. Councilor Kumar abstained. Motion carried.

Mayor McKinney recommended amending the current meeting agenda by eliminating Item F (Comments by Public on Non-Agenda Items), Item G (Comments by Mayor and City Councilors), and Item H (Comments by City Manager). Mayor McKinney based his recommendation on the inclement weather conditions and due to the current City election season. Jay Dee Pfannenstiel said he had an important issue to discuss with the Mayor and Councilors and asked for an opportunity to address the Council. Mayor McKinney said Mr. Pfannenstiel could address the Council at the next Regular Meeting or Mr. Pfannenstiel could meet with City staff. Mr. Pfannenstiel objected and said the proposed amendment to the Agenda was not proper. Mayor McKinney asked Mr. Pfannenstiel to refrain from making further comments. Mayor McKinney also said there are three members of the Council seeking re-election and wanted to protect the integrity of the Council Chambers by not providing an opportunity to advance anyone's campaign in the election.

Councilor Landavazo made the motion to eliminate Items F, G, and H from the current meeting agenda. Seconded by Councilor Linda Garcia. Roll call: Councilors Landavazo, Linda Garcia, Cecil Garcia and Mayor McKinney all voted aye. Councilor Kumar voted nay. Motion carried.

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Presented to the Mayor and Councilors were the following Discussion/Action Topics:

1. Ordinance No. S2015-1; New Mexico Gas Company, Inc. Franchise – George Kozeliski, City Attorney

Mr. Kozeliski presented the proposed Ordinance granting a franchise agreement with New Mexico Gas Company, Inc. The previous franchise agreement expired in 2002 and both parties have continued to operate under the outdated agreement for fourteen years. The proposed Ordinance would allow the continuance of a 2% franchise fee to be paid to the City by New Mexico Gas Company based on the company's annual gross receipts. The proposed Ordinance also provides updated language pertaining to the responsibility for relocation costs and the indemnification and hold harmless language within the agreement. Under the proposed Ordinance, the term of the franchise will be for 25 years.

Councilor Kumar made the motion to approve Ordinance No. S2015-1. Seconded by Councilor Linda Garcia. Roll call: Councilors Kumar, Linda Garcia, Landavazo, Cecil Garcia, and Mayor McKinney all voted aye.

2. Commitment to Participate with the Gallup-McKinley County Schools (GMCS) in Making Improvements on North 7<sup>th</sup> Street Near Washington Elementary School – George Kozeliski, City Attorney

Mr. Kozeliski said Stan Henderson, Public Works Director, provided an estimate of about \$28,000 for the proposed improvements. If the City agrees to participate with GMCS in making the proposed improvements, the City's costs would be about \$14,000.

Johnty Cresto, Director of Construction, GMCS, introduced Mike Hyatt, Associate Superintendent, GMCS, and Marco Abeita, Director of Procurement, GMCS. Mr. Cresto provided an illustration depicting the proposed work to be done to replace the curb, gutter, sidewalks and pavement on North 7<sup>th</sup> Street. The project would be part of the construction of the new elementary school at the current Washington Elementary School site. The New Mexico Public School Facilities Authority will not provide funding to make improvements off of the public school's property; therefore, GMCS is asking the City for their assistance with the proposed street improvements. Mr. Cresto answered questions posed by the Mayor and Councilors regarding the proposed street improvements and the construction of the new school which will be named Del Norte Elementary School.

Mr. Kozeliski said the area on North 7<sup>th</sup> Street cannot be conveyed to GMCS since the City has utility lines under the street.

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Councilor Landavazo asked if City funds have been identified for its share of the project costs. Ms. Ustick said residual funds from another project as well as funds from the City's ending cash balance may be used for the City's cost share.

Councilor Kumar recommended utilizing funds authorized for the City's curb and gutter replacement program to fund the City's cost share of the project.

Mr. Cresto invited the Mayor and Councilors to the groundbreaking ceremony for the new Jefferson Elementary School which will take place tomorrow afternoon at 1:00 P.M.

Following discussion, Councilor Linda Garcia made the motion to approve the City's commitment to participate with the Gallup-McKinley County Schools in making improvements on North 7<sup>th</sup> Street near Washington Elementary School. Seconded by Councilor Kumar. Roll call: Councilor Linda Garcia, Kumar, Landavazo, Cecil Garcia, and Mayor McKinney all voted aye.

3. Action to Reschedule the March 10, 2015 Regular Council Meeting to Thursday, March 12, 2015 at 6:00 P.M.

Mayor McKinney said the Regular Municipal Election will take place on March 10, 2015 and the Planning and Zoning Commission will hold their regular meeting on March 11, 2015. He recommended rescheduling the March 10, 2015 Regular Council Meeting to Thursday, March 12, 2015 at 6:00 P.M.

Councilor Cecil Garcia made the motion to reschedule the March 10, 2015 Regular Council Meeting to Thursday, March 12, 2015 at 6:00 P.M. Seconded by Councilor Landavazo. Roll call: Councilors Cecil Garcia, Landavazo, Kumar, Linda Garcia, and Mayor McKinney all voted aye.

The following Presentation and Information Item was presented to the Mayor and Councilors:

1. World Changers Presentation – Pastor Jay McCollum

Pastor McCollum provided an overview of the World Changers Program which will take place in Gallup, June 22-26, 2015. The program consists of hosting about 250 student volunteers from across the country that will make repairs and improvements to low income residences in the Gallup area. The students will be housed at John F. Kennedy Mid School during their stay. Pastor McCollum asked the Mayor and Councilors for their recommendation of a home owner in need of improvements to be provided by the volunteers. Pastor McCollum also asked for the City's assistance in the following areas

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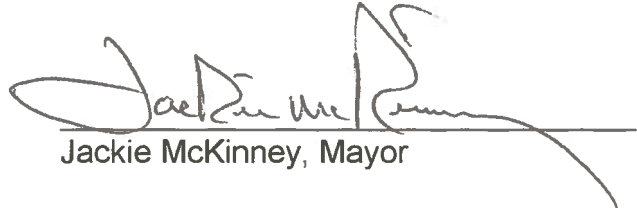
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for this year's program: refuse collection at the homes being repaired within the city limits; the waiver of work permit fees by the City if permits are required; police patrols during the evenings at John F. Kennedy Mid School; the lending of tools to the volunteers if they do not possess the tools needed for a certain job; the use of the showers by the volunteers at the Aquatic Center from 4:30 P.M. to 6:30 P.M. on a daily basis during the week; and the use of the Aquatic Center for a swim night for a couple of hours for the volunteers. Discussion followed concerning the services to be provided by the volunteers under the program; the waiver of permit fees which has been authorized by the City in the past; the concept of the World Changers Program which focuses on changing the world of the volunteers as well as the homeowners; Pastor McCollum's goals for the World Changers Program; and the provision of applications to homeowners seeking assistance under the World Changers Program.

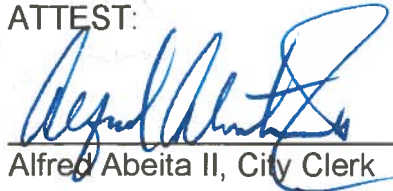
Mayor McKinney asked Pastor McCollum to meet with Ms. Ustick regarding his request for assistance with this year's World Changers Program.

There being no further business, Councilor Cecil Garcia made the motion to adjourn the meeting. Seconded by Councilor Linda Garcia. Roll call: Councilors Cecil Garcia, Linda Garcia, Kumar, Landavazo, and Mayor McKinney all voted aye.



Jackie McKinney, Mayor

ATTEST:



Alfred Abeita II, City Clerk

Approved 3/12/2015